

REMARKS/ARGUMENTS

This paper is submitted responsive to the office action mailed on August 17, 2009. Reconsideration in light of the accompanying remarks and amendments is respectfully requested.

In the action, the Examiner rejected claims 4-18 as indefinite under 35 USC 112, second paragraph. By the present paper, these claims have been amended to address the Examiner's concerns, and the claims are believed to be in proper form under 35 USC 112. Antecedent basis issues have been addressed by correcting claim dependencies, and alternate claiming has been corrected by separating out some language into new dependent claims.

The Examiner also rejected claims 1-18 as anticipated by Ashmead, and also rejected claims 14 and 15 as obvious over Ashmead. Reconsideration of these rejections in light of the amended claims is respectfully requested. Claim 1 has been amended to recite that the temperature control channel is separate and discrete from the mixing chamber. This is made clear for example by the drawings, which show the separate and discrete temperature control channel defined by specific cutouts in the plates, which do not connect with the mixing chamber. Ashmead does not disclose such subject matter, and it is therefore submitted that claim 1 as amended defines over the art of record.

Dependent claims 2-24 all depend directly or indirectly from claim 1, and are believed to be allowable based upon this dependency, and also in their own right. Claims 2-24 are therefore also believed to be in condition for allowance.

An earnest and thorough effort has been made to address all issues raised in this application and to place the claims in condition for allowance. If, upon consideration of this paper,

Response dated December 17, 2009

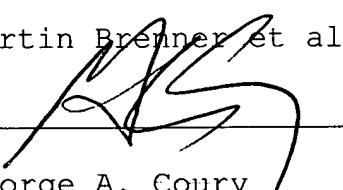
the Examiner is of the opinion that issues remain which could be resolved through telephone interview, the Examiner is invited to telephone the undersigned to discuss same.

This paper is accompanied by a petition for an extension of time. In addition, please charge the extra claim fee for claims 21-24 to deposit account 02-0184. It is believed that no additional fee is due in connection with this paper. If any such fee is due, please charge the same to Deposit Account 02-0184.

Respectfully submitted,

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By


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Date: December 17, 2009

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Response dated December 17, 2009

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

on this 17th day of December, 2009



George A. Coury